

~~CONFIDENTIAL~~

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

| | | |
|-------------------|---|-------------------------|
| AMINAH DORSEY, |) | No. C 11-5798 RMW (PR) |
| |) | |
| Petitioner, |) | ORDER DENYING MOTION TO |
| |) | AWARD WRIT OF HABEAS |
| vs. |) | CORPUS |
| |) | |
| WARDEN W. MILLER, |) | |
| |) | |
| Respondent. |) | |
| _____ |) | (Docket No. 6) |

Petitioner, a state prisoner proceeding pro se, filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. (Docket No. 1.) On March 8, 2012, the court issued an order to show cause directing respondent to answer the petition within ninety days. (Docket No. 4.) On July 2, 2012, respondent filed an application for extension of time to file an answer. (Docket No. 7.) The court found good cause to grant the motion based on the court's failure to timely mail out the order to show cause. (Docket No. 9.) Petitioner has filed a motion to award his writ of habeas corpus on the basis that respondent had not timely complied with the court's order to show cause. (See Docket No. 6.) Petitioner's motion is DENIED as moot.

This order terminates docket no. 6.

IT IS SO ORDERED.

DATED: ~~FFDICTG~~ _____


RONALD M. WHYTE
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

AMINAH S R DORSEY,
Plaintiff,

Case Number: CV11-05798 RMW

CERTIFICATE OF SERVICE

v.

WARDEN et al,

Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on December 3, 2012, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Aminah Dorsey X34913
PO Box 1508
Chowchilla, CA 93610

Dated: December 3, 2012

Richard W. Wieking, Clerk
By: Jackie Lynn Garcia, Deputy Clerk